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Attorney for Plaintiff
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**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA**

JOSE TRUJILLO,

Plaintiff,

vs.

SSSC, INC., et al.,

Defendants.

Case No. 1:21-cv-01691-DAD-BAM

**PLAINTIFF’S REQUEST FOR
ADMINISTRATIVE RELIEF FROM
SERVICE DEADLINE;
ORDER**

WHEREAS, on April 6, 2022, Plaintiff, Jose Trujillo (“Plaintiff”), filed a First Amended Complaint in the instant action alleging claims under Title III of the Americans with Disabilities Act of 1990 and parallel California law (ECF No. 24). On April 8, 2022, an Order for a Third Continuance of the Mandatory Scheduling Conference was issued (ECF No. 28) and a Mandatory Scheduling Conference was scheduled for July 13, 2022;

WHEREAS, Defendant Rigoberto Arambula dba Super Mercado Julian (“Defendant”) has not appeared in this action;

WHEREAS, Plaintiff diligently attempted to serve Defendant at 10001 Pyramid Peak Drive, Bakersfield, CA 93311, but according to the process server, after five service attempts there was no answer at the door and there was no answer at the neighbor’s house;

**PLAINTIFF’S REQUEST FOR ADMINISTRATIVE RELIEF FROM SERVICE DEADLINE;
ORDER**

1 **WHEREAS**, Plaintiff conducted research for a new address to serve Defendant and
2 provided One Legal LLC, with address 2602 Barrowby Street, Bakersfield, CA 93311 for
3 service, but according to the process server, after five service attempts there was no answer and
4 no access to the gated property;

5 **WHEREAS**, Plaintiff plans to request a stake-out on Defendant at 2602 Barrowby
6 Street, Bakersfield, CA 93311;

7 **WHEREAS**, Plaintiff plans to make further service attempts to ensure that Defendant
8 is adequately served and receives notice of this action in the instance a default judgment is
9 necessary;

10 **NOW, THEREFORE**, for the reasons set forth above, Plaintiff respectfully requests
11 that he be given to and including September 5, 2022 to effect service of his Complaint on
12 Defendants.

13
14 Dated: July 5, 2022

MOORE LAW FIRM, P.C.

15
16 /s/ Tanya E. Moore

Tanya E. Moore
Attorney for Plaintiff,
Jose Trujillo

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18
19 **ORDER**

20 Upon request of Plaintiff for administrative relief and good cause appearing,

21 **IT IS HEREBY ORDERED** that the last day by which Plaintiff must serve the
22 Complaint on Defendant is extended from July 5, 2022, to September 5, 2022.

23
24 IT IS SO ORDERED.

25
26 Dated: July 7, 2022

/s/ Barbara A. McAuliffe
UNITED STATES MAGISTRATE JUDGE